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10 Attorneys for Defendants,
11 **COUNTY OF LOS ANGELES and SERGEANT TRAVIS KELLY (erroneously
12 sued and served as “SHERIFF DEPUTY BADGE NUMBER 404532”)**
13 (*Defendants is exempt from filing fees pursuant to Government Code § 6103*)

14
15 **UNITED STATES DISTRICT COURT**
16
17 **CENTRAL DISTRICT OF CALIFORNIA**

18 JOSHUA ASSIFF,

19 Plaintiffs,

20 v.

21 COUNTY OF LOS ANGELES;
22 SHERIFF DEPUTY BADGE
23 NUMBER 404532; And DOES 1
24 through 10,

25 Defendants.

26 Case No.: 2:22-cv-05367 RGK(MAAx)

27 **DEFENDANTS’ REQUEST FOR
28 JUDICIAL NOTICE**

Date: November 7, 2022

Time: 9:00 a.m.

Dept: 850

[Proposed] Order Granting Motion to Dismiss
and Motion to Dismiss filed concurrently
herewith]

Action Filed: August 3, 2022

Pretrial Conference: TBD

Trial Date: TBD

Assigned to:

Hon. R. Gary Klausner, District Judge
Courtroom 850

All Discovery Matters Referred to:
Hon. Maria A. Audero, District Judge

1 Defendants COUNTY OF LOS ANGELES and SERGEANT TRAVIS KELLY
2 (erroneously sued and served as “SHERIFF DEPUTY BADGE NUMBER 404532”)
3 (“Defendants”), by and through their attorney, hereby request the Court to
4 take judicial notice pursuant to Federal Rule of Evidence 201 of the following facts:

- 5 1. On September 25, 2021, a judicial officer of the State of California found that
6 there was probable cause for Plaintiff’s subject arrest for California Penal Code
7 sections 69 and 243(b), i.e. that there was probable cause to believe that
8 Plaintiff committed a crime.
 - 9 a. Attached as Exhibit “A” and incorporated herein by this reference is a
10 true and correct copy of Probable Cause Determination, executed by
11 Judicial Officer C. Estes on September 25, 2021.
 - 12 b. Attached as Exhibit “B” and incorporated herein by this reference is a
13 true and correct copy of the statutory language of California *Penal Code*
14 section 69.
 - 15 c. Attached as Exhibit “C” and incorporated herein by this reference is a
16 true and correct copy of statutory language of California *Penal Code*
17 sections 243.

18
19 Dated: September 28, 2022 KJAR, MCKENNA & STOCKALPER, LLP

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21 By: /s/Molshree Gupta
22 PATRICK E. STOCKALPER
23 MOLSHREE GUPTA
24 Attorneys for Defendants,
25 COUNTY OF LOS ANGELES and SERGEANT
26 TRAVIS KELLY
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